

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTNER DISTRICT OF TEXAS  
WACO DIVISION**

**BRENT McCAIN**  
*Plaintiff,*

**V.**

**OFFICER FABIAN J. KLECKA III and  
THE CITY OF WACO**  
*Defendants.*

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**CIVIL NO. 6:21-CV-442-ADA**

**JOINT AGREED MOTION TO DISMISS WITH PREJUDICE**

On this day came Brent McCain (hereinafter "Plaintiff"), and the Defendants in this cause, Fabian J. Klecka, III and the City of Waco, (hereinafter "Defendants") by and through their respective counsel of record, and file this Joint Agreed Motion to Dismiss with Prejudice and show unto the Court as follows:

1.

Plaintiff no longer desires to prosecute his claims and causes of action in the above entitled and numbered cause against Defendants and the parties jointly move the Court to dismiss with prejudice all claims and causes of action of Plaintiff, Brent McCain, against Fabian J. Klecka, III and the City of Waco, Defendants herein, thus disposing of all claims and causes of action pending between all parties in this matter, with the parties to bear their own court costs and attorneys' fees, costs and expenses incurred.

WHEREFORE, Brent McCain, Plaintiff, joined by Fabian J. Klecka, III and the City of Waco, the Defendants herein, move the Court to enter an Agreed Order of Dismissal with Prejudice dismissing all claims and causes of action of Plaintiff against said Defendants, thus making the disposition of this case final.

Respectfully submitted,



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**ATTORNEYS FOR PLAINTIFF  
BRENT McCAIN**



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**ATTORNEYS FOR DEFENDANTS  
FABIAN J. KLECKA, III AND THE  
CITY OF WACO**